02.05.2024
Item no.09
Court no. 50

Kalipada Dutta
Vs.
Naba Kumar Dutta

None appears.

Perused the office report dated 24.04.2024.

It transpires from the office report that in connection with the pending Civil Rule issued by the Hon'ble Court vide Order dated 10.08.1990 upon an application for stay, the notice of Rule was issued upon OP nos. 1-3 through the Court of the then Ld. Additional District Judge, 1st Court, Burdwan, presently Purba Burdwan under memo no. 5966D dated 26.10.1990. But, after issuance of the said Rule departmental record neither contain any return of service nor any vokalatnama has been filed on behalf of Opposite Party nos. 1-3.

It is also stated in the office report that since there is no record of SA484/1989 in the CIS and the Rule file is also not being accompanied by the Appeal/mother file, the status of the connected Appeal could not be determined.

Since, the service status of the Rule is yet to be determined, let a notice be sent to the court of Ld. Additional District Judge, Purba Burdwan to ascertain the status of service of pending Civil Rule issued upon Opposite Party nos. 1-3 through the Court of Ld. Additional District Judge, 1st Court, Burdwan for sending a report as regards service of said Rule within two weeks from date positively, in default, the matter will be placed before the Hon'ble Bench for necessary direction.

Since, it is also stated in the office report that the status of the appeal could not be determined as yet, the concerned department is hereby directed to determine the status and to file a report within two weeks from date.

(Nabanita Ray)
Registrar Administration (L&OM)